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Office on the below date:

Date: October 30, 2007

Name: John G. Rauch

Signature: 

Our Case No. 10808/112

Client ref. P27020

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Jorn Maeritz

Serial No. 10/706,612

Filing Date: November 12, 2003

For METHOD, DEVICE, COMPUTER-
READABLE STORAGE MEDIUM
AND COMPUTER PROGRAM
ELEMENT FOR THE MONITORING
OF A MANUFACTURING PROCESS
OF A PLURALITY OF PHYSICAL
OBJECTS

)
)
) Examiner: Schillinger, Laura M.
)

) Group Art Unit No. 2813

) Confirmation No. 5872
)
)
)

COMMUNICATION REGARDING ISSUE FEE

Mail Stop ISSUE FEE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

The Issue Fee for this application was previously paid in the amount of \$1400 on May 4, 2007. A copy of Form PTOL-85 – Part B Fee(s) Transmittal, date-stamped by OIPE on May 8, 2007 is enclosed as Exhibit A evidencing payment of the Issue Fee.

Subsequently, a Petition to Withdraw from Issue was filed on June 8, 2007 and the Petition was granted. A copy of the Decision on Petition dated June 11, 2007 is enclosed as Exhibit B. The Decision on Petition included the following advisory:

Petitioner is advised that the Issue fee paid on May 8, 2007 in the above-identified application cannot be refunded. If, however, the above-identified application is

Application no. 10/706,612
Request dated: October 30, 2007
Reply to Notice of Allowance dated: July 31, 2007

again allowed, petitioner may request that it be applied towards the Issue fee required by the new Notice of Allowance.

In accordance with this advisory, the Commissioner for Patents is requested to apply the Issue Fee and Publication Fee (if any) or re-apply any previously paid issue fee to the application identified above.

In the PTOL-85 Fee(s) transmittal included herewith, an Issue Fee of \$1400 is indicated as being now due. In accordance with the Revised Fee Schedule effective October 1, 2007, the Issue Fee due after October 1, 2007 is \$1440.

On the enclosed the PTOL-85 Fee(s) transmittal, box 4a "Issue Fee" has been checked and box 4b authorizing charge of the Issue Fee to a Deposit Account. However, it is requested that the previously-paid issue fee in the amount of \$1400 instead be applied to payment of the now-due Issue Fee and that the difference of \$40 between the Issue Fee due after October 1, 2007 (\$1440) and the Issue Fee paid for this application on May 4, 2007, be charged to the specified Deposit Account.

Respectfully submitted,


John G. Rauch
Registration No. 37,218
Attorney for Applicant

October 30, 2007
BRINKS HOFER GILSON & LIONE
P.O. BOX 10395
CHICAGO, ILLINOIS 60610
(312) 321-4200

EXHIBIT A

PART B - FEE(S) TRANSMITTAL



Complete and send this form, together with applicable fee(s), to: **Mail Stop ISSUE FEE**
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450
 or **Fax (571)-273-2885**

INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed where applicable. Further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated. If the address is corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for any change of address)

Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

48581 7590 02/07/2007
BRINKS HOFER GILSON & LIONE
INFINEON
PO BOX 10395
CHICAGO, IL 60610
05/09/2007 HDENESSE 00000054 231925 10706612

01 FC:1501 1400.00 DA
 02 FC:1504 300.00 DA
 03 FC:0002 3.00 DA

Certificate of Mailing or Transmission

I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (571) 273-2885, on the date indicated below.

John G. Rauch (Depositor's name)
John G. Rauch (Signature)
May 4, 2007 (Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10706612	11/12/2003	Jorn Maeritz	10808/112	5872

TITLE OF INVENTION: METHOD, DEVICE, COMPUTER-READABLE STORAGE MEDIUM AND COMPUTER PROGRAM ELEMENT FOR THE MONITORING OF A MANUFACTURING PROCESS OF A PLURALITY OF PHYSICAL OBJECTS

APPLN. TYPE	SMALL ENTITY	ISSUE FEE DUE	PUBLICATION FEE DUE	PREV. PAID ISSUE FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	NO	\$1400	\$300	\$0	\$1700	05/07/2007

EXAMINER	ART UNIT	CLASS-SUBCLASS
SCHILLINGER, LAURA M	2813	438-014000

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.303).

☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.
☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47, Rev 03-02 or more recent) attached. Use of a Customer Memo is required.

2. For printing on the patent front page, list

(1) the names of up to 3 registered patent attorneys or agents OR, alternatively,
 (2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 3 registered patent attorneys or agents. If no name is listed, no name will be printed.

BRINKS HOFER GILSON & LIONE
 1 _____
 2 _____
 3 _____

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.111. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

(B) RESIDENCE: (CITY AND STATE OR COUNTRY)

INFINEON TECHNOLOGIES AG

Munich, GERMANY

Please check the appropriate assignee category or categories (will not be printed on the patent): ☐ Individual ☒ Corporation or other private group entity ☐ Government

4a. The following fee(s) are submitted:

☒ Issue Fee
☒ Publication Fee (No small entity discount permitted)
☒ Advance Order - # of Copies 1

4b. Payment of Fee(s): (Please first recapture any previously paid issue fee shown above)

☐ A check is enclosed.
☐ Payment by credit card. Form PTO-2038 is attached.
☒ The Director is hereby authorized to charge the required fee(s), any deficiency, or credit any overpayment, to Deposit Account Number 23-1925 (enclose an extra copy of this form).

5. Change in Entity Status (from status indicated above)

☐ a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27. ☐ b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).

NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

Authorized Signature

John G. Rauch

Date **May 4, 2007**

Typed or printed name

Registration No. **37,218**

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

EXHIBIT B



UNITED STATES PATENT AND TRADEMARK OFFICE

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United States Patent and Trademark Office
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BRINKS HOFER GILSON & LIONE
INFINEON
PO BOX 10395
CHICAGO IL 60610

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JUN 11 2007

OFFICE OF PETITIONS

In re Application of
Jorn Maeritz
Application No. 10/706,612
Filed: November 12, 2003
Attorney Docket No. 10808/112

ON PETITION

This is a decision on the petition, filed June 8, 2007, under 37 CFR 1.313(c)(2) to withdraw the above-identified application from issue after payment of the issue fee.

The petition is **GRANTED**.

The above-identified application is withdrawn from issue for consideration of a submission under 37 CFR 1.114 (request for continued examination). See 37 CFR 1.313(c)(2).

Petitioner is advised that the issue fee paid on May 8, 2007 in the above-identified application cannot be refunded. If, however, the above-identified application is again allowed, petitioner may request that it be applied towards the issue fee required by the new Notice of Allowance.¹

Telephone inquiries should be directed to the undersigned at (571) 272-3208.

The examiner of Technology Center AU 2813 will consider the request for continued examination under 37 CFR 1.114.

Karen Creasy
Karen Creasy
Petitions Examiner
Office of Petitions

¹ The request to apply the issue fee to the new Notice may be satisfied by completing and returning the new Issue Fee Transmittal Form PTOL-85(b), which includes the following language thereon: "Commissioner for Patents is requested to apply the Issue Fee and Publication Fee (if any) or re-apply any previously paid Issue fee to the application identified above." Petitioner is advised that, whether a fee is indicated as being due or not, the Issue Fee Transmittal Form must be completed and timely submitted to avoid abandonment. Note the language in bold text on the first page of the Notice of Allowance and Fee(s) Due (PTOL-85).